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| | | | |
|------------------------|------------------|-------------------|----------|
| Application Number | 09/189,819 | Technology Center | 2600 |
| Filing Date | 11/10/98 | DEC 2000 | RECEIVED |
| First Named Inventor | Ayman Fawaz | | |
| Group Art Unit | 2731 | | |
| Examiner Name | Not Yet Assigned | | |
| Attorney Docket Number | 02717.P033 | | |

I hereby appoint:

Practitioners at Customer Number → **Place Customer Number Bar Code Label here**
OR
 Practitioner(s) named below:

| Name | Registration Number |
|-------------------------|---------------------|
| Gregory D. Caldwell | 39,926 |
| SEE ATTACHED Appendix A | |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

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OR

| | | | |
|---|---------------------------------------|-------|--------------|
| <input checked="" type="checkbox"/> Firm or Individual Name | BLAKELY SOKOLOFF TAYLOR & ZAFMAN, LLP | | |
| Address | 12400 Wilshire Blvd. | | |
| Address | Seventh Floor | | |
| City | Los Angeles | State | CA |
| Country | United States of America | | |
| Telephone | 310-207-3800 | Fax | 310-820-5988 |

I am the:

Applicant/Inventor.
 Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

| | | |
|-----------|---|--|
| Name | Herb Schneider, Vice President of Engineering | |
| Signature | | |
| Date | 11/30/00 | |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of forms are submitted.

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Appendix A



I hereby appoint BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP, a firm including: William E. Alford, Reg. No. 37,764; Farzad E. Amini, Reg. No. 42,261; William Thomas Babbitt, Reg. No. 39,591; Carol F. Barry, Reg. No. 41,600; Jordan Michael Becker, Reg. No. 39,602; Lisa N. Benado, Reg. No. 39,995; Bradley J. Bereznak, Reg. No. 33,474; Michael A. Bernadicou, Reg. No. 35,934; Roger W. Blakely, Jr., Reg. No. 25,831; R. Alan Burnett, Reg. No. 46,149; Gregory D. Caldwell, Reg. No. 39,926; Andrew C. Chen, Reg. No. 43,544; Thomas M. Coester, Reg. No. 39,637; Donna Jo Coningsby, Reg. No. 41,684; Florin Corie, Reg. No. 46,244; Dennis M. deGuzman, Reg. No. 41,702; Stephen M. De Clerk, Reg. No. P46,503; Michael Anthony DeSanctis, Reg. No. 39,957; Daniel M. De Vos, Reg. No. 37,813; Justin M. Dillon, Reg. No. 42,486; Sanjeet Dutta, Reg. No. P46,145; Matthew C. Fagan, Reg. No. 37,542; Tarek N. Fahmi, Reg. No. 41,402; George Fountain, Reg. No. 37,374; James Y. Go, Reg. No. 40,621; James A. Henry, Reg. No. 41,064; Willmore F. Holbrow III, Reg. No. P41,845; Sheryl Sue Holloway, Reg. No. 37,850; George W Hoover II, Reg. No. 32,992; Eric S. Hyman, Reg. No. 30,139; William W. Kidd, Reg. No. 31,772; Sang Hui Kim, Reg. No. 40,450; Walter T. Kim, Reg. No. 42,731; Eric T. King, Reg. No. 44,188; Erica W. Kuo, Reg. No. 42,775; George B. Leavell, Reg. No. 45,436; Kurt P. Leyendecker, Reg. No. 42,799; Gordon R. Lindeen III, Reg. No. 33,192; Jan Carol Little, Reg. No. 41,181; Robert G. Litts, Reg. No. 46,876; Joseph Lutz, Reg. No. 43,765; Michael J. Mallie, Reg. No. 36,591; Andre L. Marais, under 37 C.F.R. § 10.9(b); Paul A. Mendonsa, Reg. No. 42,879; Clive D. Menezes, Reg. No. 45,493; Chun M. Ng, Reg. No. 36,878; Thien T. Nguyen, Reg. No. 43,835; Thinh V. Nguyen, Reg. No. 42,034; Dennis A. Nicholls, Reg. No. 42,036; Daniel E. Ovanezian, Reg. No. 41,236; Kenneth B. Paley, Reg. No. 38,989; Gregg A. Peacock, Reg. No. 45,001; Marina Portnova, Reg. No. P45,750; William F. Ryann, Reg. 44,313; James H. Salter, Reg. No. 35,668; William W. Schaal, Reg. No. 39,018; James C. Scheller, Reg. No. 31,195; Jeffrey S. Schubert, Reg. No. 43,098; George Simion, Reg. No. P47,089; Jeffrey Sam Smith, Reg. No. 39,377; Maria McCormack Sobrino, Reg. No. 31,639; Stanley W. Sokoloff, Reg. No. 25,128; Judith A. Szepesi, Reg. No. 39,393; Vincent P. Tassinari, Reg. No. 42,179; Edwin H. Taylor, Reg. No. 25,129; John F. Travis, Reg. No. 43,203; Joseph A. Twarowski, Reg. No. 42,191; Thomas A. Van Zandt, Reg. No. 43,219; Lester J. Vincent, Reg. No. 31,460; Glenn E. Von Tersch, Reg. No. 41,364; John Patrick Ward, Reg. No. 40,216; Mark L. Watson, Reg. No. P46,322; Thomas C. Webster, Reg. No. P46,154; and Norman Zafman, Reg. No. 26,250; Mark C. Van Ness, Reg. No. 39,865; my patent attorneys, with offices located at 12400 Wilshire Boulevard, 7th Floor, Los Angeles, California 90025, telephone (503) 684-6200, and Raul Martinez, Reg. No. 46,904, my patent agents; and James R. Thein, Reg. No. 31,710; with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

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Application No. 09/189,819 Filing Date 11/10/98

Client: Extreme Networks

Title: METHOD AND APPARATUS TO MINIMIZE CONGESTION IN A PACKET SWITCHED NETWORK

BSTZ File No.: 002717 P033 Atty/Sec Initials: GDC/mew/acf
Date Mailed: 12/8/00 Docket Due Date: _____

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

Amendment/Response (____ pgs)
 Amendment/Response After Final (____ pgs)
 Appeal Brief & two copies (____ pgs each)
 Application:
 (____ pages w/ cover & abstract)
 Assignment & Cover Sheet (3 pgs)
 Certificate of _____
 Declaration & POA (____ pgs) _____
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 Drawings: sheets, figures
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Information Disclosure Statement & PTO-1449
 (____ pgs)
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 Petition for Extension of Time: _____
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 Preliminary Amendment (____ pgs)
 Reply Brief (____ pgs)
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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Extreme NetworksApplication No./Patent No.: 09/189,819Filed/Issue Date: 11/10/98Entitled: METHOD AND APPARATUS TO MINIMIZE CONGESTION IN A PACKET SWITCHED NETWORKExtreme Networks, a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

- the assignee of the entire right, title, and interest; or
- an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. [] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. [x] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Fawaz/Walrand To: Odyssia Systems, Inc.The document was recorded in the United States Patent and Trademark Office at Reel 9590, Frame 0721, or for which a copy thereof is attached.2. From: Odyssia Systems, Inc. To: Extreme Networks

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[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

11/30/00

Date

Herb Schneider

Typed or printed name



Signature

Vice President of Engineering

Title

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RECORDATION DATE: 11/10/1998

REEL/FRAME: 9590/0721
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
FAWAZ, AYMAN

DOC DATE: 11/04/1998

ASSIGNOR:
WALRAND, JEAN

DOC DATE: 11/04/1998

ASSIGNEE:
ODYSSIA SYSTEMS, INC.
2560 9TH STREET, #218
BERKELEY, CALIFORNIA

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PATENT NUMBER:

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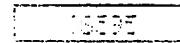
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| 12/4/2000 | U.S. Patent and Trademark Office (Fees/Refund): assignment fee for METHOD AND APPARATUS TO MINIMIZE CONGESTION IN A PACKET SWITCHED NETWORK APPLICATION NO. 09/122,319 FILED: 11/10/98 INVENTORS: AYMAN FAWAZ ET AL. 02717.5033 GDC/mew/ed/ Extreme Networks | 008904 01221011910088 729975 | \$ 40.00 |


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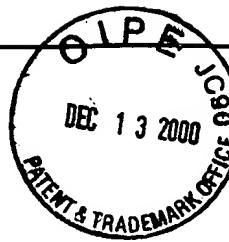


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Name (1st party) Odyssia Systems, Inc.

Name (2nd party) _____

Name (3rd party) _____

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Name (line 2) _____

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Address (line 3) _____

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CA

95051-1450

City

State/Country

Zip Code

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Patent Application Number (s)

Patent Number (s)

09/189,819

Month Day Year

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Statement and Signature

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Gregory D. Caldwell

39,926

12/8/00

Name of Person Signing

Registration No.

Signature

Date

Attorney's Docket

A S S I G N M E N T

PATENT

No.: 02717.P033(For Execution After Filing Patent Application)

In consideration of good and valuable consideration, the receipt of which is hereby acknowledged, Odyssia Systems, Inc., the undersigned, hereby sell, assign, and transfer to Extreme Networks a corporation of California, having a principal place of business at 3585 Monroe Street, Santa Clara, CA 95051-1450, ("Assignee"), and its successors, assigns, and legal representatives, the entire right, title, and interest for the United States and all foreign countries, in and to any and all improvements that are disclosed in the application for the United States patent that was filed 11/10/98 and assigned Application No. 09/189,819 and is entitled:

METHOD AND APPARATUS TO MINIMIZE CONGESTION IN A PACKET SWITCHED NETWORK

and in and to said application and all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications that have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original patents, reissued patents, reexamination certificates, and extensions that have been or shall be issued in the United States and all foreign countries on said improvements; and in and to all rights of priority resulting from the filing of said United States application;

agree that said Assignee may apply for and receive a patent or patents for said improvements in its own name; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney, and other papers; communicate to said Assignee, its successors, assigns, and representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally assist said Assignee, its successors, assigns, or representatives in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements, and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns, and legal representatives; and

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Date: 11/20/00, 2000



Name: Herb Schneider
Secretary, Odyssia Systems, Inc.

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| | |
|------------------------|------------------|
| Application Number | 09/189,819 |
| Filing Date | 11/10/98 |
| First Named Inventor | Ayman Fawaz |
| Group Art Unit | 2731 |
| Examiner Name | Not Yet Assigned |
| Attorney Docket Number | 02717.P033 |

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Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

| | |
|-----------|---|
| Name | Herb Schneider, Vice President of Engineering |
| Signature |  |
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